

jm3693

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Inventor:        | Sam E. Kinny Jr.   | Examiner:  | Jocelyn Greimel |  |  |
|------------------|--|------------|-----------------|--|--|
| Application No.: | 09/490,867   | Art Unit:  | 3693            |  |  |
| Filed:           | January 24, 2000   | Docket No. | ARIBP050        |  |  |
| Title:           | METHOD AND APPARATUS FOR CORRECTING FAILURES WITH PARTICIPANT ISOLATION IN A DUTCH AUCTION |            |                 |  |  |

**CERTIFICATE OF MAILING** 

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in a prepaid envelope addressed to: Mail Stop Amendment, Commissioner for Patents. P.O. Box 1450,

Alexandria, VA 22313-1450 on:

TRANSMITTAL OF RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is Response to Restriction Requirement in response to Office Action mailed November 28, 2007 in the above-identified application.

The fee has been calculated as shown below.

| CLAIMS After Amd.             |              | HP* | Extra        | Small Entity |     |              | Large Entity |     |
|-------------------------------|--------------|-----|--------------|--------------|-----|--------------|--------------|-----|
| CLANVIS                       | Alter Allia. | H   | Extra        | Rate         | Fee |              | Rate         | Fee |
| Total                         | 10           | 46  | -0-          | x \$25 = \$  |     | OR           | x \$50 = \$  |     |
| Independent                   | 2            | 13  | -0-          | x \$105 = \$ |     | OR           | x \$210 = \$ |     |
| Multiple Dependent Claims     |              |     | x \$185 = \$ |              | OR  | x \$370 = \$ |              |     |
| *HP = Highest previously paid |              |     | TOTAL FEE\$  |              | OR  | TOTAL FEE \$ | -0-          |     |

Applicant(s) hereby petition for following extension of time in which to respond to the outstanding Office Action.

|  | SMALL ENTITY  |           |    | LARGE ENTITY  |           |
|--|---------------|-----------|----|---------------|-----------|
|  | Rate          | Add'l Fee |    | Rate          | Add'l Fee |
| Extension for Response within FIRST month  | x \$60 = \$   |           | OR | x \$120 = \$  |           |
| Extension for Response within SECOND month | x \$230 = \$  |           | OR | x \$460 = \$  |           |
| Extension for Response within THIRD month  | x \$525 = \$  |           | OR | x \$1050 = \$ |           |
| Extension for Response within FOURTH month | x \$820 = \$  |           | OR | x \$1640 = \$ |           |
| Extension for Response within FIFTH month  | x \$1115 = \$ |           | OR | x \$2230 = \$ |           |

Attorney Docket No.: ARIBP050 Application No.: 09/490,867

|         | •   |
|---------|---|
| be gran | Applicant(s) believe that no (additional) Extension of Time is required; however, if it is ined that such an extension is required, Applicant(s) hereby petition that such an extension at authorize the Commissioner to charge the required fees for an Extension of Time 37 CFR 1.136 to Deposit Account No. 50-0685. (ARIBP050). |
| fee and | Enclosed is our Check No in the amount of \$ to cover the additional claim Vor extension of time fees.  |
|         | Enclosed is Applicant Initiated Interview Request Form, PTOL-413A.  |
|         | Enclosed aresheets replacement drawings.  |
| <br>\$  | Please charge Deposit Account No. 50-0685 ( ARIBP050 ) in the amount of to cover the additional claim fee and/or extension of time fees.  |
|         | If the required fees are missing or any additional fees are required during the pendency of ject application, please charge such fees or credit any overpayment to Deposit Account -0685 ( ARIBP050 ).  |
|         | OTHER:  |
|         | Respectfully submitted, VAN PELT, YI & JAMES LLP  Robyn Wagner Registration No. 50,575  |
|         | 100101111011101110  |

10050 N. Foothill Blvd., Suite 200 Cupertino, CA 95014 Telephone: 408-973-2585

Attorney Docket No.: ARIBP050 Application No.: 09/490,867

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## RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement dated November 28, 2007, Applicants hereby elect the claims of Group I (1-10 and 16-20), without traverse.

Respectfully submitted,

Dated:  $\frac{12}{21}/07$ 

Robyn Wagner

Registration No. 50,575

408-973-2596

F 408-973-2595

VAN PELT, YI & JAMES LLP 10050 N. Foothill Blvd., Suite 200 Cupertino, CA 95014